Case 07-06090 Doc 1 Filed 04/04/07 Entered 04/04/07 16:59:18 Desc Main Document Page 1 of 10

United		Voluntary Petition							
Name of Debtor (if individual, enter Last, First, Middle): Ramirez, Bernando				Name of Joint Debtor (Spouse) (Last, First, Middle):  Ramirez, Mary R.					
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):				All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):					
Last four digits of Soc. Sec./Complete EIN or other Tax ID No. (if more than one, state all, xxx-xx-8995				Last four digits of Soc. Sec./Complete EIN or other Tax ID No. (if more than one, state all xxx-xx-7447					
Street Address of Debtor (No. and Street, City, and State):  202 Lincoln Roselle, IL  ZIP Code 60172				Street Address of Joint Debtor (No. and Street, City, and State):  202 Lincoln Roselle, IL  ZIP Code 60172					
County of Residence or of the Principal Place of Business:  Dupage				County of Residence or of the Principal Place of Business:  Dupage					
Mailing Address of Debtor (if different from st	reet address):	ZIP Code	Mailin	ig Address	of Joint Debt	otor (if different from street address):			
Location of Principal Assets of Business Debto (if different from street address above):	or		1						
Type of Debtor (Form of Organization) (Check one box)  ■ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. □ Corporation (includes LLC and LLP) □ Partnership □ Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box)  Health Care Business Single Asset Real Estate as defin 11 U.S.C. § 101 (51B) Railroad Stockbroker Commodity Broker Clearing Bank Other  Tax-Exempt Entity (Check box, if applicable) Debtor is a tax-exempt organiz under Title 26 of the United St		zation tates	Chapter 11 of a Foreign Main Proceeding  Chapter 12 Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding  Nature of Debts (Check one box)  Debts are primarily consumer debts, Debts are primarily defined in 11 U.S.C. § 101(8) as business debts.  "incurred by an individual primarily for					
Filing Fee (Check one box)  ■ Full Filing Fee attached  □ Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.  □ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.				Check one box: Chapter 11 Debtors  Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2 million.  Check all applicable boxes: A plan is being filed with this petition. Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).					
Statistical/Administrative Information  ☐ Debtor estimates that funds will be availabl  ☐ Debtor estimates that, after any exempt protection there will be no funds available for distribute.  Estimated Number of Creditors  1- 50- 100- 200-49 99 199 999  ☐ ☐ ☐ ☐ ☐  Estimated Assets	perty is excluded and a	administrative itors.  10,001- 2			OVER 100,000	THIS SPACE IS FOR COURT USE ONLY			
□ \$0 to	\$100,001 to \$1 million \$100,001 to \$1 million	\$1,000, \$100 m	001 to	\$1	ore than 00 million ore than 00 million				

Case 07-06090 Doc 1 Filed 04/04/07 Entered 04/04/07 16:59:18 Desc Main Page 2 of 10 Document Official Form 1 (10/06) FORM B1, Page 2 Name of Debtor(s): Voluntary Petition Ramirez, Bernando Ramirez, Mary R. (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Case Number: Date Filed: Where Filed: - None -Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. X /s/ Jennifer A. Blanc April 4, 2007 Signature of Attorney for Debtor(s) (Date) Jennifer A. Blanc 6257505 Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? ☐ Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: **Exhibit D** also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. П Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Statement by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord)

Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.

Official Form 1 (10/06)

Document

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FORM B1, Page 3

#### **Voluntary Petition**

(This page must be completed and filed in every case)

#### Signatures

#### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

#### X /s/ Bernando Ramirez

Signature of Debtor Bernando Ramirez

#### X /s/ Mary R. Ramirez

Signature of Joint Debtor Mary R. Ramirez

Telephone Number (If not represented by attorney)

#### April 4, 2007

Date

#### Signature of Attorney

#### X /s/ Jennifer A. Blanc

Signature of Attorney for Debtor(s)

#### Jennifer A. Blanc 6257505

Printed Name of Attorney for Debtor(s)

#### Law Offices of Jennifer A. Blanc

Firm Name

60 W. Madison Avenue Oak Park, IL 60302

Address

#### Email: jenlawone@earthlink.net

#### 708/848-5291 Fax: 708/848-6551

Telephone Number

April 4, 2007

Date

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

#### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

Name of Debtor(s):

Ramirez, Bernando Ramirez, Mary R.

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Address

Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

Certificate Number: 03591-ILN-CC-001648911

## CERTIFICATE OF COUNSELING

CERTIFY that on March 10, 2007	, ar 7:27o'clock PM CST					
Bernardo Ramírez	received from					
Chestnut Health Systems, Inc.						
an agency approved pursuant to 11 U.S	. § 111 to provide credit counseling in the					
Northern District of Illinois	, an individual [or group] briefing that complied					
with the provisions of 11 U.S.C. §§ 109	h) and 111.					
A debt repayment plan was not prepared	. If a debt repayment plan was prepared, a copy of					
the debt repayment plan is attached to the	is certificate					
This counseling session was conducted	by internet and telephone					
	By /s/Holly A. Keller					
Date: March 28, 2007	d management dated to the control of					
	Name Holly A Keller					
1	Title Certified Credit Counselor					

<sup>\*</sup> Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S. C. §§ 109(h) and 521(b).

Certificate Number: 03591-ILN-CC-001648912

### CERTIFICATE OF COUNSELING

CERTIFY that on March 10, 2007	, at 6:2	7	o'clock PM CST			
Mary Ramirez	received from					
Chesinui Health Systems, Inc.	Allen de la companya	garyyean and the second				
an agency approved pursuant to 11 U.S.	C. § 111 to pro	vide credit	t counseling in the			
Northern District of Illinois	, an ir	dividual [	or group] briefing that compl			
with the provisions of 11 U.S.C. §§ 1090	h) and 111.					
A debt repayment plan was not prepared	If a debt	repaymen	n plan was prepared, a copy o			
the debt repayment plan is attached to h	is certificate.					
This counseling session was conducted	by internet and	telephone	e de la companya de l			
Date: Morch 28, 2007	By <u>/s</u>	/Holly A. K	Celler			
	Namo H	olly A. Kel	ler			
	Title C	ertified Cre	edit Counselor			

<sup>\*</sup> Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan. If any, developed through the credit counseling agency. See 11 U.S. C. §§ 109(h) and 521(b).

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

### NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly he purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about Cankruptcy crimes and notifies you that the Attorney General may exemine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

## 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

## 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to

2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to decide whether the case should be dismissed. take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the

4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee,

1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments \$39 administrative fee: Total fee \$274) over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the

2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, Bankruptcy Code. using your future carnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for act; that caused death or personal injury; and certain long term secured obligations Filed 04/04/07 Document

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2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter II is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee; Total fee \$239) Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

## 3. Bankruptcy Crimes and Availability of Bankraptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Gode requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of [Non-Attorney] Bankruptcy Petition Preparer I, the [non-attorney] bankruptcy petition preparer signing the debtor's petition, hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code. Social Security number (If the bankruptcy petition preparer is not an individual, state the Social Security Printed name and title, if any, of Bankruptcy Petition Proparer number of the officer, principal, responsible person, or partner of the bankruptcy petition preparer.) (Required Address: by 11 U.S.C. § 110.) Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social

Security number is provided above. Certificate of the Debtor I (We), the debtor(s), affirm that I (we) have received and read this notice. Signature of Debtor Printed Name(s) of Debtor(s) Signature of Joint Debtor (if any) Case No. (if known)

§527(b) Disclosure

## IMPORTANT INFORMATION ABOUT BANKRUPTCY ASSISTANCE SERVICES FROM AN ATTORNEY OR BANKRUPTCY PETITION PREPARER

If you decide to seek bankruptcy relief, you can represent yourself, you can hire an attorney to represent you, or you can get help in some localities from a bankruptcy petition preparer who is not an attorney. THE LAW REQUIRES AN ATTORNEY OR BANKRUPTCY PETITION PREPARER TO GIVE YOU A WRITTEN CONTRACT SPECIFYING WHAT THE ATTORNEY OR BANKRUPTCY PETITION PREPARER WILL DO FOR YOU AND HOW MUCH IT WILL COST. Ask to see the contract before you hire anyone.

The following information helps you understand what must be done in a routine bankruptcy case to help you evaluate how much service you need. Although bankruptcy can be complex, many cases are routine.

Before filing a bankruptcy case, either your or your attorney should analyze your eligibility for different forms of debt relief available under the Bankruptcy Code and which form of relief is most likely to be beneficial for you. Be sure you understand the relief you can obtain and its limitations. To file a bankruptcy case, documents called a Petition, Schedules and Statement of Financial Affairs, as well as in some cases a Statement of Intention need to be prepared correctly and filed with the bankruptcy court. You will have to pay a filing fee to the bankruptcy court. Once your case starts, you will have to attend the required first meeting of creditors where you may be questioned by a court official called a "trustee" and by creditors.

If you choose to file a Chapter 7 case, you may be asked by a creditor to reaffirm a debt. You may want help deciding whether to do so. A creditor is not permitted to coerce you into reaffirming your debts.

If you choose to file a Chapter 13 case in which you repay your creditors what you can afford over 3 to 5 years, you may also want help with preparing your Chapter 13 plan and with the confirmation hearing on your plan which will be before a bankruptcy judge.

If you select another type of relief under the Bankruptcy Code other than Chapter 7 or Chapter 13, you will want to find out what should be done from someone familiar with that type of elief.

four bankruptcy case may also involve litigation. You are generally permitted to represent ourself in litigation in bankruptcy court, but only attorneys, not bankruptcy petition preparers, an give you legal advice.

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May R Raining

2/21/07

Account Solutions Group, LLC 205 Bryant Woods South Buffalo, NY 14228

Alliant Credit Union 11545 W. Touhy Avenue Chicago, IL 60666

Allied Waste Services P.O. Box 9001154 Louisville, KY 40290-1154

American Express P.O. Box 360001 Fort Lauderdale, FL 33336-0001

AT & T Formerly Ameritech/SBC AT & T PAYMENT CENTER Saginaw, MI 48663-0003

Beneficial Illinois, Inc. c/o Freedman Anselmo Lindberg Rappe P.O. Box 328 Naperville, IL 60566-7228

Commonwealth Edison Bill Payment Center Chicago, IL 60668-0002

GC Services Limited Partnership P.O. BOX 3026 6330 Gulfton Houston, TX 77253-3026

GMAC PAYMENT PROCESSING CENTER P.O. BOX 9001951 Louisville, KY 40290-1951

GMAC PAYMENT PROCESSING CENTER P.O. BOX 9001951 Louisville, KY 40290-1951

HSBC Mortgage Services P.O. Box 17580 Baltimore, MD 21297-1580 HSBC Mortgage Services P.O. Box 17580 Baltimore, MD 21297-1580

Juzer Chinwalla, DDS, MSD 290 Springfield Dr., Ste. 140 Bloomingdale, IL 60108

Lake Park High School District 108 450 Spring Court Roselle, IL 60172

NICOR P.O. BOX 416 Aurora, IL 60568-0001

Roselle School District 12 100 E. Walnut Roselle, IL 60172

Santanna Energy c/o Merchants & Professionals P.O. Box 140675 Austin, TX 78714

Sears Credit Cards P.O. Box 183081 Columbus, OH 43218-3082

Target National Bank P.O. BOX 59317 Minneapolis, MN 55459-0317

The Great Indoors/Citi Cards P.O. Box 183116 Columbus, OH 43218-3116

Village of Roselle 31 South Prospect Street Roselle, IL 60172-2097